

CRIMINAL NO. 3:06CR415-LHT

CONSENT ORDER AND JUDGMENT OF FORFEITURE

4. any person, other than the defendant, asserting any legal interest in the property may, within thirty days of the publication of notice or the receipt of notice, whichever is earlier, petition the court for a hearing to adjudicate the validity of the alleged interest;

5. following the Court's disposition of all timely petitions filed, a final order of forfeiture shall be entered. If no third party files a timely petition, this order shall become the final order and judgment of forfeiture, as provided by Fed. R. Crim. P. 32.2(c)(2), and the United States shall have clear title to the property, and shall dispose of the property according to law.

The parties stipulate and agree that the aforementioned asset(s) constitute property derived from or traceable to proceeds of defendant=s crime(s) herein or property used in any manner to facilitate the commission of such offense(s) and are therefore subject to forfeiture pursuant to 18 U.S.C. ' 982, 21 U.S.C. ' 853, and/or 28 U.S.C. ' 2461(c). The defendant hereby waives the requirements of Fed. R. Crim. P. 32.2 and 43(a) regarding notice of the forfeiture in the charging instrument, announcement of the forfeiture at sentencing, and incorporation of the forfeiture in the judgment against defendant.

GRETCHEN C. F. SHAPPERT
UNITED STATES ATTORNEY

MICHAEL E. SAVAGE
Assistant United States Attorney

MELISSA RIKARD
Assistant United States Attorney

TAMARA VARNADO
Defendant

Attorney for Defendant

Signed this the 21 day of January, 2008.

UNITED STATES _____ JUDGE